

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
WACO DIVISION**

DOLORES LOZANO,

Plaintiff,

vs.

**BAYLOR UNIVERSITY; ART BRILES,
in his individual capacity; IAN MCCAW,
in his individual capacity, and CITY OF
WACO,**

Defendants.

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CIVIL ACTION NO: 6:16-CV-403-RP

DEFENDANT IAN MCCAW'S STATEMENT OF DEFENSES

TO THE HONORABLE JUDGE OF SAID COURT:

NOW COMES Ian McCaw, a Defendant in the above-styled and numbered cause ("McCaw" or "Defendant"), and provides his statement of defenses to be used by the Court in conducting voir dure, in compliance with Local Rule CV-16(f):

In this lawsuit, Plaintiff Dolores Lozano seeks to hold Ian McCaw personally liable to her for monetary damages because her boyfriend, Devin Chafin, allegedly physically assaulted her. Ian McCaw is not alleged to have had any involvement in those assaults or any of the events surrounding them. Indeed, Ian McCaw had no knowledge of Plaintiff and Devin Chafin's relationship, or any problems they were having, until after the events on which this suit is based. Nothing Ian McCaw did or did not do, in any way, caused Devin Chafin to physically assault Dolores Lozano, and Ms. Lozano has no evidence to the contrary. The only person who is at fault for Devin Chafin assaulting Plaintiff, and the only person who should be held responsible for those assaults, is Devin Chafin. Dolores Lozano has, however, chosen not to sue Devin

Chafin, or otherwise hold him responsible for the acts of violence she claims he committed. Instead, Plaintiff seeks to hold Ian McCaw and the other Defendants responsible for Devin Chafin's intentional, criminal acts of violence. You will not be given any valid reason to do so.

Respectfully submitted,

/s/ Thomas P. Brandt

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ATTORNEYS FOR DEFENDANT

IAN McCAW

CERTIFICATE OF SERVICE

I hereby certify that on September 15, 2023, I electronically filed the foregoing document with the Clerk of the Court through the ECF system and an email notice of the electronic filing was sent to all attorneys of record.

/s/ Thomas P. Brandt

THOMAS P. BRANDT